

ASSIGNED

AMENDED

NO. 38302

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office JUN 8 1979
Returned to applicant for correction OCT 25 1979
Corrected application filed DEC 21 1979
Map filed DEC 21 1979

The applicant **Frank Paxton and Family**, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **Deer Spring**
2. The amount of water applied for is **0.1 cfs** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Stockwater**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered **800 head cattle**
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **w/in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18, T.27N., R.51E., M.D.M., or at a point from which the SE corner of said Section 18 bears S. 23°30' E., 5,429 feet.**
6. Place of Use **NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 18, T.27N., R.51E., M.D.M.**
7. Use will begin about **Jan. 1** and end about **Dec. 31**, of each year.
8. Description of proposed works **Clean out natural basin to ensure continued flow**
9. Estimated cost of works **\$300.00**
10. Estimated time required to construct works **2 Years**
11. Estimated time required to complete the application of water to beneficial use **3 Years**
12. Remarks: **Applicant submits this application without waiver of vested rights on this source, to which he may be entitled. Please send copies of all correspondence to Frank Paxton, Carlin, NV 89822.**

By **s/William A. Nisbet Agent**
421 Court Street
Elko, NV 89801

Compared **cl/bk**

Protested **4/25/80 by B.L.M.**

38302

DENIAL OF STATE ENGINEER

This application is hereby denied on the grounds that its approval would threaten to prove detrimental to the public interest.

August 31, 2006:

This application is hereby denied for insufficient water at the proposed source.

Work must be prosecuted with reasonable diligence and be completed on or before: _____

Proof of completion of work shall be filed before: _____

Application of water to beneficial use shall be filed on or before: _____

Proof of the application of water to beneficial use shall be filed on or before: _____

Map in support of proof of beneficial use shall be filed on or before: _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 17th day of March, A.D. 2000

R. Michael Turnipseed
State Engineer
Rescinded
4-25-00 See Ruling 4909

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 31st day of August, A.D. 2006.

Tracy Taylor P.E.
State Engineer